RULES AND ORDERS UNDER ACT XI OF 1878.

ARMS.

ORDER EMPOWERING THE POLITICAL RESIDENT, ADEN, TO DETAIN ARMS AND AMMUNITION.

Notn. No. 3467, Judicial, dated 16th June 1879, B. G. G., 1879, Pt. I, p. 609 (para. 2).

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His Excellency in Council is also pleased, under Clause 2 of Section 6 of the said Act,* to empower the Political Resident at Aden to detain arms and ammunition under that section.

EMPOWERING CERTAIN OFFICERS OF THE FOREST DEPARTMENT TO DISARM PERSONS.

Notn. No. 6714, Judicial, dated 7th November 1879, B. G. G., 1879, Pt. I, p. 881.

Under Section 13 of the Indian Arms Act XI of 1878, His Excellency the Governor in Council is pleased to invest the undermentioned officers of the Forest Department in the Northern Division, Southern Division and in Sind, with power to disarm persons going armed without a license, or in contravention of its provisions:—

1. Conservators of Forests.
2. Deputy Conservators of Forests.
3. Assistant Conservators.
4. Extra-Assistant† Conservators.
5. Rangers.
6. Foresters.
7. Forest Guards.

EMPOWERING SALT INSPECTORS IN SIND TO DISARM PERSONS.

Notn. No. 3049A, Judicial, dated 8th June 1889, B. G. G., 1889, Pt. I, p. 542.

Under Section 13 of the Arms Act XI of 1878, all Salt Inspectors in Sind are hereby, in virtue of their office, empowered to disarm any person going armed without a license, or in contravention of its provisions.

EMPOWERING OFFICERS, SEPOYS AND PEONS OF THE SALT DEPARTMENT EMPLOYED ON THE GOA FRONTIER TO DISARM PERSONS.

Notn. No. 410, Judicial, dated 18th January 1895, B. G. G., 1895, Pt. I, p. 65.

Under Section 13 of the Indian Arms Act XI of 1878, His Excellency the Governor in Council is pleased to invest the undermentioned persons by virtue of their office with power to disarm persons going armed without a license, or in contravention of its provisions:—

Officers, sepoys and peons of the Salt Department employed on the Goa Frontier.

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* The Indian Arms Act XI of 1878.

† The word "Extra-Assistant" was substituted for "Sub-Assistant" by Notification No. 9355, dated 29th November 1892, *B. G. G.*, 1892, Pt. I, p. 1162.

EMPOWERING OFFICERS, SEPOYS AND PEONS OF THE SALT DEPARTMENT EMPLOYED ON THE NORTHERN FRONTIER TO DISARM PERSONS GOING ARMED WITHOUT A LICENSE.

Notn. No. 4082, Judicial, dated 11th August 1905, B. G. G., 1905, Pt. I, p. 1036.

Under Section 13 of the Indian Arms Act (XI of 1878), His Excellency the Governor in Council is pleased to invest the under-mentioned persons by virtue of their office with power to disarm persons going armed without a license or in contravention of its provisions :—

Officers, sepoys and peons of the Salt Department employed on the Northern Frontier.

ORDER SPECIALLY EXTENDING SECTION 15 TO ADEN.

Notn. No. 3467, Judicial, dated 16th June 1879, B. G. G., 1879, Pt. I, p. 609 (para. 1).

Under Section 15 of the Indian Arms Act, 1878, the Honourable the Governor in Council is pleased, with the previous sanction of the Governor General in Council, to extend specially the said section to Aden.

ORDER SPECIALLY EXTENDING SECTION 15 OF THE ACT TO CERTAIN PLACES.

Notn. No. 391, Judicial, dated 18th January 1893, B. G. G., 1893, Pt. I, p. 42.

*Town and Island of Bombay.
District of Ratnágiri.
" Poona.
" Ahmednagar.
" Sátára.
" Belgaum.
" Dhárwár.
District of Sholápur in the following tálukas only :—
(a) Pandharpur.
(b) Sángola.
District of Bijápur (lately Kaládgi) in the following tálukas only :—
(a) Bijápur.
(b) Bágalkot.
(c) Bádámi.
(d) Hungund.
District of Kánara in the following tálukas only :—
(a) Supa.
(b) Yellápur.
(c) Kárwár.
(d) Sirsi.
(e) Siddápur.
District of Násik in the following tálukas only :—
(a) Násik.
(b) Igatpuri.
(c) Dindori.
(d) Sinnar.
(e) Niphád.
(f) Yeola.
(g) Chándor.

Whereas doubts have arisen whether some of the places specified in the margin,* which are mentioned in the first paragraph of Notification No. 1112, dated the 19th February 1878, as corrected by Government Resolution No. 4378, dated the 13th August 1890, and described as places to which the provisions of Act XXXI of 1860 (not excepting section 32) applied in full, are in fact places to which Section 32, clause 2, of the said Act applied at the time that Act XI of 1878 came into force, it is hereby notified, with the previous sanction of the Governor General in Council, that Section 15 of Act XI of 1878 is specially extended to all of the said places (if any such there be) to which Section 32, clause 2, of Act XXXI of 1860 did not actually apply at the time that Act XI of 1878 came into force.

Note.—Government Notification No. 1112, dated 19th February 1878, as corrected by Government Resolution No. 4378, dated 13th August 1890, was republished in Government Notification No. 4379, dated 13th August 1890 (*B. G. G.*, 1890, Pt. I, p. 868), which Notification as amended by Notification No. 5632, dated 14th October 1890 (*B. G. G.*, 1890, Pt. I, p. 1016), is as below :—

The Governor in Council is pleased to republish Government Notification No. 1112, dated 19th February 1878, with the additions attached to it by Government Resolution No. 4378 dated 13th August 1890.

"It is hereby notified, for general information, that the provisions of Act XXXI of 1860 (relating to the manufacture, importation and sale of arms and ammunition and for regulating the right to keep and use the same, and to give the power of disarming in certain cases), as modified by Act VI of 1866, are in force in the following places districts and portions of districts :—

Town and Island of Bombay.
District of Ratnágiri.
" Poona.
" Ahmednagar.
" Sátára.
" Belgaum.
" Dhárwár.

District of Sholápur, in the following tálukas only :—
(*a*) Pandharpur.
(*b*) Sángola.

District of Kaládgi, in the following tálukas only :—
(*a*) Bijápur.
(*b*) Bágalkot.
(*c*) Bádámi.
(*d*) Hungund.

Kánara, in the following tálukas only :—
(*a*) Supa.
(*b*) Yelláp ur.
(*c*) Kárwár.
(*d*) Sirsi.
(*e*) Siddápur.

Násik, in the following tálukas only :—
(*a*) Násik.
(*b*) Igatpuri.
(*c*) Dindori.
(*d*) Sinnar.
(*e*) Niphád.
(*f*) Yeola.
(*g*) Chándor.

"2. And that the provisions of Act XXXI of 1860 (relating to the manufacture, importation and sale of arms and ammunition, and for regulating the right to keep and use the same, and to give the power of disarming in certain cases), as modified by Act VI of 1866, are with the exception of the several clauses of Section 32, which apply to the disarmament of any district, in force in the following districts and portions of districts :—

The Province of Sind, *viz.*, the districts of Karáchi, Hyderabad and Shikárpur, Thar and Párkar, and the Upper Sind Frontier.

District of Ahmedabad.
" Surat.
" Broach.
" Kaira.
" Panch Maháls.
" Thána.
" Kolába.

District of Násik, in the following tálukas only :—
(*a*) Málegaon.
(*b*) Nándgaon.
(*c*) Báglán.
(*d*) Kalvan.

District of Kánara, in the following tálukas only :—
(*a*) Kumta.
(*b*) Honávar.

District of Kaládgi, in the following tálukas only :—

(*a*) Indi.
(*b*) Sindgi.
(*c*) Muddebihál.
(*d*) Bágevádi.

District of Sholápur, in the following tálukas only :—

(*a*) Sholápur.
(*b*) Bársi.
(*c*) Mádha.
(*d*) Karmála.

"3. The following officers are empowered to grant licenses under the sections of the Act specified against their names :—

All District Magistrates in their respective Districts, under—

Section 7 to manufacture and deal in arms.
Section 28 to carry arms.
Section 32 to have in possession or to carry arms.

"4. The same powers are exercised by—

The Agent for His Excellency the Governor in the Panch Mahálś.
The Political Superintendent, Thar and Párkar Districts.
The Superintendent of the Upper Sind Frontier.
The Commissioner of Police in the Town and Island of Bombay.

"5. All the District Superintendents and Assistant Superintendents of the Police are authorized to exercise in their respective districts the powers specified in Sections 14, 15 and 31 of the Act."

Order specially extending Section 15 to Peint Taluka in the Nasik District.

Notn. No. 8225, Judicial, dated 12th December 1898, B. G. G., 1898, Pt. I, p. 1160.

In exercise of the power conferred by Section 15 of the Indian Arms Act, 1878 (XI of 1878), and with the previous sanction of the Governor General in Council, the Governor of Bombay in Council is pleased specially to extend the said sections to the Peint Táluka in the district of Násik.

Condition to which licenses to import arms, etc., into Aden shall be subject.

t. of India Notn. No. 1016, dated 26th May 1879, republished in Govt. Notn. No. 3637, dated 23rd June 1879, B. G. G., 1879, Pt. I, p. 610.

Under Section 17 of the Indian Arms Act, 1878, the Governor General in Council is pleased to determine that licenses to import arms or ammunition and military stores into Aden shall be subject to the condition that such articles shall be landed at the Mala Pier only, and shall thence be removed by the importers to the Government warehouse appointed from time to time by the Resident for that purpose.

EMPOWERING THE SECRETARY TO GOVERMENT, POLITICAL DEPARTMENT, BOMBAY, TO GRANT LICENSES TO EXPORT BY SEA AMMUNITION, ETC., TO PORTS IN NATIVE STATES OR FOREIGN SETTLEMENTS WITHIN THE POLITICAL JURISDICTION OF THE BOMBAY GOVERNMENT, ETC.

Govt. of India, Foreign dept., Notn. No. 5-I, dated 22nd November 1895, republished in Govt. Notn. No. 7408, dated 26th November 1895, B. G. G., 1895, Pt. I., p. 1214.

In exercise of the power conferred by the additional rule under the Indian Arms Act XI of 1878, published in the Notification by the Government of India in the Home Department No. 1303-Public, dated the 5th September 1895[1], the Governor General in Council is pleased specially to empower the Secretary to the Government of Bombay in the Political Department to grant licenses to export by sea ammunition, military stores, or arms other than cannon or than such rifles as come within the operation of Rule 5 of the rules[2] issued under the said Act, to ports in Native States or foreign settlements within the Political jurisdiction of the Government of Bombay, or to ports within the territories of His Highness the Gáekwár of Baroda, or to ports within the Political jurisdiction of the Political Resident in the Persian Gulf, or to any ports on the coast of Africa other than those within the jurisdiction of the Political Resident at Aden.

The Notifications by the Government of India in the Foreign Department, Nos. 4210-I and 276-I., dated respectively the 10th November 1892 and the 23rd January 1893, are hereby cancelled.

EMPOWERING THE SECRETARY TO GOVERMENT, POLITICAL DEPARTMENT, BOMBAY, TO GRANT LICENSES TO EXPORT BY SEA SPORTING GUNS, ETC., INTENDED FOR THE PRIVATE USE OF THE CONSIGNEE, TO PORTS WITHIN THE JURISDICTION OF THE POLITICAL RESIDENT IN TURKISH ARABIA.

Govt. of India, Foreign dept., Notn. No. 1184-G, dated 25th May 1909, republished in Govt. Notn. No. 4091, Political, dated 8th June 1909, B. G. G., 1909, Pt. I, p. 969.

In exercise of the power conferred by the additional rule (6-*D*) under the Indian Arms Act (XI of 1878), published in the Notification by the Government of India in the Home Department, No. 1303-Public, dated the 5th September 1895, the Governor General in Council is pleased specially to empower the Secretary to the Government of Bombay in the Political Department to grant licenses to export, by sea, sporting shot guns, and sporting ammunition, not intended for sale or for military purposes, but for the private use of the consignee, to ports within the political jurisdiction of the Political Resident in Turkish Arabia.

The Notification by the Government of India in the Foreign Department No. 8-I, dated the 22nd November 1895, is hereby cancelled.

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(1) See *B. G. G.*, 1895, Pt. I, p. 948.

(2) See *B. G. G.*, 1879, Pt. I, p. 325.

AUTHORIZING THE POLITICAL RESIDENT, ADEN, TO GRANT LICENSES TO EXPORT AMMUNITION, ETC, BY SEA FROM THE PORT OF ADEN TO ANY PORT ON THE COAST OF AFRICA OR ARABIA.

Govt. of India, Foreign dept., Notn. No. 11-I., dated 22nd November 1895, republished in Govt. Notn. No. 7412, dated 26th November 1895, B. G. G., 1895, Pt. I, p. 1215.

As provided for by the additional rule under the Indian Arms Act XI of 1878, published in the Notification by the Government of India in the Home Department No. 1303-Public, dated the 5th September 1895[1], the Political Resident at Aden is authorized by the Governor General in Council to grant licenses to export by sea from the port of Aden—

(*a*) To any port on the coast of Africa or Arabia (other than a port on the latter coast which is within the Political jurisdiction of the Political Resident in Turkish Arabia) ammunition, military stores, or arms other than cannon or than such rifles as come within the operation of Rule 5 of the rules[2] under Section 17 of the said Act.

(*b*) To any port on the coast of Arabia which is within the Political jurisdiction of the Political Resident in Turkish Arabia, [a] Sporting shot guns, and sporting ammunition [a] not intended for sale or for military purposes but for the private use of the consignee.

The Notification by the Government of India in the Foreign Department, No. 4213-I., dated the 10th November 1892, is hereby cancelled.

EMPOWERING THE COMMISSIONER IN SIND TO GRANT LICENSES TO EXPORT BY SEA FROM THE PORT OF KARACHI, SPORTING GUNS, ETC., INTENDED FOR THE PRIVATE USE OF THE CONSIGNEE TO PORTS WITHIN THE JURISDICTION OF THE POLITICAL RESIDENT IN TURKISH ARABIA.

Govt. of India, Foreign dept., Notn. No. 1187-G., dated 25th May 1909, republished in Govt. Notn. No. 4092, Political, dated 8th June 1909, B. G. G., 1909, Pt. I, p. 970.

In exercise of the power conferred by the additional rule (6-*D*) under the Indian Arms Act (XI of 1878), published in the Notification by the Government of India in the Home Department, No. 1303-Public, dated the 5th September 1895, the Governor General in Council is pleased specially to empower the Commissioner in Sind to grant licenses to export, by sea, from the port of Karáchi, sporting shot guns, and sporting ammunition, not intended for sale or for military purposes, but for the private use of the consignee, to ports within the political jurisdiction of the Political Resident in Turkish Arabia.

The Notification by the Government of India in the Foreign Department, No. 1805-E.A., dated the 20th October 1896, is hereby cancelled.

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(1) See *B. G. G.*, 1895, Pt. I, p. 948.

(2) See *B. G. G.*, 1879, Pt. I, p. 325.

[a—a] These words were substituted for the original words by Govt. of India, Foreign dept., Notn. No. 1190-G., dated 25th May 1909, republished in Govt. Notn. No. 4093, Political, dated 8th June 1909, *B. G. G.*, 1909, Pt. I, p. 970.

EMPOWERING THE COMMISSIONER IN SIND TO GRANT LICENSES TO EXPORT BY SEA FROM THE PORT OF KARACHI, AMMUNITION, ETC., TO PORTS WITHIN THE JURISDICTION OF THE POLITICAL RESIDENT IN THE PERSIAN GULF.

Govt. of India, Foreign Dept., Notn. No. 1809-E. A., dated 20th October 1896, republished in Govt. Notn. No. 6413, dated 28th October 1896, B. G. G., 1896, Pt. I, p. 1105.

In exercise of the power conferred by the additional rule (6-*D*) under the Indian Arms Act (XI of 1878), published in the Notification of the Government of India in the Home Department No. 1303-Public, dated the 5th September 1895[1], the Governor General in Council is pleased specially to empower the Commissioner in Sind to grant licenses to export by sea, from the port of Karáchi, ammunition, military stores, or arms other than cannon or than such rifles as come within the operation of rule 5 of the rules[2] issued under the said Act to ports within the political jurisdiction of the Political Resident in the Persian Gulf.

EMPOWERING THE COMMISSIONER IN SIND TO GRANT LICENSES TO EXPORT BY SEA FROM THE PORT OF KARACHI, AMMUNITION, ETC., TO PORTS WITHIN THE TERRITORY OF HIS HIGHNESS THE RAO OF KUTCH.

Govt. of India, Foreign dept., Notn. No. 1906-I. A., dated 20th May 1897, republished in Govt. Notn. No. 3291, dated 26th May 1897, B. G. G., 1897, Pt. I, p. 861.

In exercise of the power conferred by the additional rule (6-*D*) under the Indian Arms Act (XI of 1878), published in the Notification of the Government of India in the Home Department No. 1303-Public, dated the 5th September 1895[1], the Governor General in Council is pleased to specially empower the Commissioner in Sind to grant licenses to export by sea, from the port of Karáchi, ammunition, military stores, or arms other than cannon or than such rifles as come within the operation of rule 5 of the rules[2] issued under the said Act, to ports within the territory of His Highness the Ráo of Kutch.

AUTHORIZING A SECRETARY TO THE GOVERNMENT OF BOMBAY TO GRANT LICENSES FOR THE IMPORT INTO THE DISTRICT OF AJMERE-MERWARA OF AMMUNITION REQUIRED BONA-FIDE FOR THE USE OF THE RAJPUTANA-MALWA RAILWAY.

Resn. of the Govt. of India, Foreign dept, No. 2029-I., dated 3rd May 1887.

Under the provisions of Rule 7 of the Arms Act Rules[2], the Governor General in Council is pleased to authorize a Secretary to the Government of Bombay to grant licenses for the import into the district of Ajmere-Merwara of "ammunition" required *bona-fide* for the exclusive use of the Rájputána-Málwa Railway. Such licenses may be granted on the application of a responsible officer of the Company working the said Railway system. Copies of licenses granted under this Resolution should be forwarded to the Foreign Department of the Government of India, and to the Commissioner of Ajmere-Merwara for information.

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(1) See *B. G. G.*, 1895, Pt. I, p. 948. (2) See *B. G. G.*, 1879, Pt. I, p. 325.

AUTHORIZING THE COMMISSIONER OF POLICE, BOMBAY, TO COUNTERSIGN LICENSES IN FORM VIII OF THE RULES UNDER THE ACT, GRANTED FOR THE CITY OF BOMBAY.

Notn. No. 6344, Judicial, dated 14th November 1892, B. G. G., 1892, Pt. I, p. 1125.

The Governor in Council is pleased to authorize the Commissioner of Police, Bombay, to countersign, under Rule VI, 13, of the rules[1] made by the Government of India under the Indian Arms Act, 1878, licenses in Form VIII granted by him for the City of Bombay with a view to rendering them valid for all the districts of the Presidency of Bombay.

GRANT OF LICENSES TO POSSESS BLASTING POWDER AND FUSES FOR USE IN THE CONSTRUCTION OF LOCAL FUND WORKS, WITHOUT PAYMENT OF FEE, TO OFFICERS OF LOCAL BOARDS AND TO CONTRACTORS UNDER SUCH BOARDS.

Notn. No. 5917A, Judicial, dated 28th October 1890, B. G. G., 1890, Pt. I, p. 1092.

Under Rule 17-A of the Rules and Notifications issued by Government under the Indian Arms Act, 1878, and published by the Government of India in their notifications noted in the margin, the Governor in Council is pleased to order that in future licenses to possess blasting powder and fuses for use in the construction of Local Fund Works may be granted, without payment of fee, to the officers of Local Boards, and to contractors under such Boards, when necessary to enable them to fulfil their contracts with the Boards.

Government of India Notification No. 1555, dated the 30th September 1881.[2]

Government of India Notification No. 1311, dated the 1st September 1882.[3]

EXEMPTING SUCH ARMS, AMMUNITION AND MILITARY STORES BROUGHT INTO THE PORT OF ADEN, AS ARE CONSIGNED WITH OR WITHOUT TRANSHIPMENT, FROM ANY OTHER BRITISH PORT TO ANY PORT ON THE EASTERN SEA-BOARD OF AFRICA, OTHER THAN A PORT TO WHICH THE SHIPMENT OF ARMS IS FORBIDDEN BY THE RESIDENT AT ADEN.

Govt. of India, Home dept., Notn. No. 2886, dated 7th August 1903, republished in Govt. Notn. No. 4383, Judicial, dated 11th August 1903, B. G. G., 1903, Pt. I, p. 992.

In exercise of the powers conferred by Section 27 of the Indian Arms Act, 1878 (XI of 1878), the Governor General in Council is pleased, in modification of the orders published in the Notification of the Government of India in the Home Department, No. 1572, dated the 29th August 1879, to exempt from the prohibitions and directions contained in Section 6 of the said Act such arms, ammunition and military stores brought into the port of Aden, as are consigned, whether with or without transhipment, from any other British port to any port on the eastern sea-board of Africa, other than a port to which the shipment of arms is for the time being forbidden under an order signed by the Resident at Aden.

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(1) See *B. G. G.*, 1879, Pt. I, p. 325.
(2) See *B. G. G.*, 1881, Pt. I, p. 597.
(3) See *B. G. G.*, 1882, Pt. I, p. 755.

EXEMPTING SWORDS OF VILLAGE POLICE IN THE BOMBAY PRESIDENCY, EXCEPT SIND, ADEN AND PERIM, FROM PROHIBITIONS CONTAINED IN CERTAIN SECTIONS OF THE ACT.

Notn. No. 4568, Judicial, dated 8th August 1887, B. G. G., 1887, Pt. I, p. 699.

Under the provisions of Notification No. 371[1] of the Government of India in the Home Department, the Governor in Council is pleased to declare that throughout the territories subject to the Government of Bombay other than Sind, Aden and Perim, swords are the arms necessary to the Village Police for the performance of their duties, in respect of which they are exempted from the operation of all prohibitions and directions contained in Sections 13, 14, 15 and 16 of the Indian Arms Act, 1878.

EXCLUDING KATYARS OR SMALL DAGGERS WHICH ARE USED IN MARATHA MARRIAGE PROCESSIONS IN THE POONA DISTRICT FROM THE OPERATION OF THE PROHIBITIONS CONTAINED IN THE ACT.

Notn. No. 3563, Judicial, dated 4th May 1897, B. G. G., 1897, Pt. I, p. 804.

In exercise of the power conferred by clause (*l*) of paragraph 11[2] of the Notification of the Government of India No. 518, dated the 6th March 1879, as amended from time to time, the Governor in Council is pleased to declare that in the district of Poona *katyars* or small daggers which are used in Marátha marriage processions are excluded from the operation of any prohibition and direction contained in the Indian Arms Act (XI of 1878).

RULES UNDER ACT XI OF 1879.

LOCAL AUTHORITIES LOANS.

SUBSIDIARY RULES.

Notn. No. 554, Financial, dated 9th February 1894, B. G. G., 1894, Pt. I, p. 110.

His Excellency the Governor in Council is pleased to publish for general information the following subsidiary rules framed with a view to carrying out the provisions of Rule 10 of the rules prescribed by the Government of India for the raising of loans by Local Authorities in the open market, published at page 17 of Part I of the *Bombay Government Gazette*, dated 10th January 1889 :—

I.—The execution, supervision and audit of works entrusted to the Public Works Department will, as heretofore, continue to be subject to the rules of that department as published in the Public Works Code.

II.—The rules hereinafter following apply only to works to be constructed independently of the Public Works Department by Local Authorities authorized under the Local Authorities Loan Act, 1879, to raise money in the open market for the purpose.

III.—It shall be the duty of the Executive Engineer in whose district works are being constructed out of loans raised by Local Authorities

(1) See *B. G. G.*, 1887, Pt. I, p. 167.
(2) *Vide* Notification by the Governm India, No. 484, dated 30th March 1897, *B. G. G.*, 1897, Pt. I, p. 644.